



06-28-04

DT07 Rec'd PCT/PTO 25 JUN 2004

PCT \$

FORM PTO-1390 (3) DEPARTMENT OF COMMERCE PATENT AND TRADEMARK OFFICE (REV 1-98)		ATTORNEY'S DOCKET NO. 4003.003100
TRANSMITTAL LETTER TO THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371		U.S. APPLICATION NO. (If known, see 37 CFR 1.5) UNKNOWN 10/500577
INTERNATIONAL APPLICATION NO. PCT/US03/01135	INTERNATIONAL FILING DATE January 15, 2003	PRIORITY DATE CLAIMED January 15, 2002
TITLE OF INVENTION Methods and Compositions to Reduce Scattering of Light During Therapeutic and Diagnostic Imaging Procedures		
APPLICANT(S) FOR DO/EO/US Joseph W. Villard, Marc D. Feldman, Thomas E. Milner, JeeHyun Kim and Gregory L. Freeman		
Applicants herewith submit to the United States Designated/Elected Office (DO/EO/US) the following items and other information:		
<ol style="list-style-type: none"> 1. <input checked="" type="checkbox"/> This is a FIRST submission of items concerning a filing under 35 U.S.C. 371. 2. <input type="checkbox"/> This is a SECOND or SUBSEQUENT submission of items concerning a filing under 35 U.S.C. 371. 3. <input checked="" type="checkbox"/> This is an express request to begin national examination procedures (35 U.S.C. 371(f)) at any time rather than delay examination until the expiration of the applicable time limit set in 35 U.S.C. 371(b) and PCT Articles 22 and 39(1). 4. <input checked="" type="checkbox"/> A proper Demand for International Preliminary Examination was made by the 19th month from the earliest claimed priority date. 5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371(c)(2)). <ol style="list-style-type: none"> a. <input type="checkbox"/> is transmitted herewith (required only if not transmitted by the International Bureau). b. <input type="checkbox"/> has been transmitted by the International Bureau. c. <input checked="" type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US). 6. <input type="checkbox"/> A translation of the International Application into English (35 U.S.C. 371(c)(2)) (17 pages of text), with translator's verification. 7. <input type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3)). <ol style="list-style-type: none"> a. <input type="checkbox"/> are transmitted herewith (required only if not transmitted by the International Bureau). b. <input type="checkbox"/> have been transmitted by the International Bureau. c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. d. <input type="checkbox"/> have not been made and will not be made. 8. <input type="checkbox"/> A translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)). 9. <input type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)). 10. <input type="checkbox"/> A translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)). 		
Items 11 to 16 below concern document(s) or information included:		
<ol style="list-style-type: none"> 11. <input type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98. 12. <input type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included and the fee is incorporated within the attached check. 13. <input checked="" type="checkbox"/> A FIRST preliminary amendment; please calculate the filing fee based upon the claims in this amendment. <input type="checkbox"/> A SECOND or SUBSEQUENT preliminary amendment. 14. <input checked="" type="checkbox"/> A substitute specification (without changes, but with line numbers). 15. <input type="checkbox"/> Power of attorney and/or address letter. 16. <input checked="" type="checkbox"/> Other items or information: 1. Submission of Formal Drawings (Fig. 1A and 1B on 2 sheets); 2. Int'l Search Report; 3. IPER; 4. CK (\$845.00) and 5. Postcard 		

CERTIFICATE OF EXPRESS MAILING	
NUMBER	EV 336 531 159 US
DATE OF DEPOSIT: June 25, 2004	
<p>I hereby certify that this paper or fee is being deposited with the United States Postal Service "EXPRESS MAIL POST OFFICE TO ADDRESSEE" service under 37 C.F.R. § 1.10 on the date indicated above and is addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.</p> <p><i>Shawn Smith</i> Shawn Smith</p>	

U.S. APPLICATION NO. (If known, see 37 CFR 1.5) UNKNOWN 10/500577	INTERNATIONAL APPLICATION NO. PCT/US03/01135	ATTORNEY'S DOCKET NUMBER 4003.003100																
17. <input checked="" type="checkbox"/> The following fees are submitted:		CALCULATIONS PTO USE ONLY																
Basic National Fee (37 CFR 1.492(a)(1)-(5)): Neither international preliminary examination fee (37 CFR 1.482) nor international search fee (37 CFR 1.445(a)(2)) paid to USPTO and International Search Report not prepared by the EPO or JPO \$1080.00 International preliminary examination fee (37 CFR 1.482) not paid to USPTO but International Search Report prepared by the EPO or JPO \$ 920.00 International preliminary examination fee (37 CFR 1.482) not paid to USPTO but international search fee (37 CFR 1.445(a)(2)) paid to USPTO \$ 770.00 international preliminary examination fee (37 CFR 1.482) paid to USPTO but all claims did not satisfy provisions of PCT Article 33(1)-(4)..... \$ 730.00 International preliminary examination fee (37 CFR 1.482) paid to USPTO and all claims satisfied provisions of PCT Article 33(1)-(4) \$ 100.00																		
ENTER APPROPRIATE BASIC FEE AMOUNT =		\$ 100.00																
Surcharge of \$130.00 for furnishing the oath or declaration later than <input type="checkbox"/> 20 <input checked="" type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(e)).		\$ 130.00																
<table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th style="width: 25%;">Claims</th> <th style="width: 25%;">Number Filed</th> <th style="width: 25%;">Number Extra</th> <th style="width: 25%;">Rate</th> </tr> </thead> <tbody> <tr> <td>Total Claims</td> <td>82 - 20 =</td> <td>62</td> <td>x \$ 18.00 \$ 1,116.00</td> </tr> <tr> <td>Independent Claims</td> <td>7 - 3 =</td> <td>4</td> <td>x \$ 86.00 \$ 344.00</td> </tr> <tr> <td>Multiple dependent claim(s) (if applicable)</td> <td></td> <td></td> <td>+ \$290.00 \$ -0-</td> </tr> </tbody> </table>		Claims	Number Filed	Number Extra	Rate	Total Claims	82 - 20 =	62	x \$ 18.00 \$ 1,116.00	Independent Claims	7 - 3 =	4	x \$ 86.00 \$ 344.00	Multiple dependent claim(s) (if applicable)			+ \$290.00 \$ -0-	TOTAL OF ABOVE CALCULATIONS =
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Total Claims	82 - 20 =	62	x \$ 18.00 \$ 1,116.00															
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Multiple dependent claim(s) (if applicable)			+ \$290.00 \$ -0-															
Reduction by $\frac{1}{2}$ for filing by small entity, if applicable. Verified Small Entity Statement no longer necessary.		\$ 845.00																
SUBTOTAL =		\$ 845.00																
Processing fee of \$130.00 for furnishing the English translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date (37 CFR 1.492(f)).		\$ -0-																
TOTAL NATIONAL FEE =		\$ 845.00																
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property		\$ -0-																
TOTAL FEES ENCLOSED =		\$ 845.00																
		Amount to be refunded:																
		Charged \$.00																
a. <input checked="" type="checkbox"/> A check in the amount of \$845.00 cover the above fees is enclosed. b. <input type="checkbox"/> Please charge my Deposit Account No. _____ in the amount of \$ _____ to cover the above fees. A duplicate copy of this sheet is enclosed. c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. <u>50-0786/4003.003100</u> . A duplicate copy of this sheet is enclosed.																		
NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.																		
SEND ALL CORRESPONDENCE TO: Shelley P.M. Fussey, Ph.D. Williams, Morgan & Amerson, P.C. 10333 Richmond, Suite 1100 Houston, TX 77042 (713) 934-7000 Date: June 25, 2004		 SIGNATURE <u>Shelley P.M. Fussey, Ph.D.</u> NAME: <u>39,458</u> REGISTRATION NUMBER:																

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 Shawn Smith	

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Joseph W. Villard, Marc D. Feldman,
Thomas E. Milner, JeeHyun Kim and
Gregory L. Freeman

Serial No.: Unknown

PCT/US03/01135

Filed: June 25, 2004

Int'l Filing Date: January 15, 2003

Priority Date: January 15, 2002

For: Methods and Compositions to Reduce
Scattering of Light During Therapeutic
and Diagnostic Imaging Procedures

Group Art Unit: Unknown

Examiner: Unknown

Atty. Dkt. No.: 4003.003100

SUBMISSION OF FORMAL DRAWINGS

ATTN OFFICIAL DRAFTSMAN

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants hereby submit the formal drawings for the above-referenced application (FIG. 1A and 1B on 2 sheets) and request that these drawings be accepted for filing.

Respectfully submitted,
Williams, Morgan & Amerson, P.C.
Customer No. 23720


Shelley P.M. Fussey, Ph.D.
Reg. No. 39,458
Agent for Applicants

10333 Richmond, Suite 1100
Houston, Texas 77042
(713) 934-7000
Date: June 25, 2004